

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)	EB Docket No. 07-147
)	
PENDLETON C. WAUGH, CHARLES M. AUSTIN, and JAY R. BISHOP)	File No. EB-06-IH-2112
)	NAL/Acct. No. 200732080025
)	
PREFERRED COMMUNICATION SYSTEMS, INC.)	FRN No. 0003769049
)	
Licensee of Various Site-by-Site Licenses in the Specialized Mobile Radio Service.)	
)	
PREFERRED ACQUISITIONS, INC.)	FRN No. 0003786183
)	
Licensee of Various Economic Area Licenses in the 800 MHz Specialized Mobile Radio Service)	

FILED/ACCEPTED

SEP 19 2011

Federal Communications Commission
Office of the Secretary

To: The Commission

**ENFORCEMENT BUREAU'S
RESPONSE TO REQUEST TO HOLD PROCEEDINGS IN ABEYANCE**

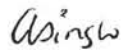
1. On September 9, 2011, counsel for Pendleton C. Waugh directed a letter to Joel Kaufman of the Commission's Office of General Counsel referencing Mr. Waugh's pending Appeal before the Commission in the above-captioned proceeding,¹ and notifying the Commission of Mr. Waugh's death.² In that letter, counsel for Mr. Waugh stated that "the impact of Mr. Waugh's death on this matter will be addressed at a later time" and he requested that the Commission hold the Appeal in abeyance. The Bureau provides the following comments.

¹ See Appeal from Presiding Officer's Final Ruling, filed by Pendleton C. Waugh on September 8, 2009; Appeal from Presiding Officer's Final Ruling filed by Pendleton C. Waugh on October 26, 2009 (collectively, "Appeal")

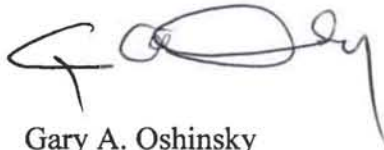
² See Letter from William Silva, Esq., Counsel for Pendleton Waugh, to Joel Kaufman, Associate General Counsel, Federal Communications Commission, dated September 9, 2011.

2. As a threshold matter, the Bureau does not object to the Commission placing the matter of Mr. Waugh's Appeal in abeyance to enable his counsel to make the necessary arrangements that may be required as a result of Mr. Waugh's death, including a decision as to whether to continue the prosecution of Mr. Waugh's Appeal. However, the indefinite nature of the request to hold this case in abeyance is a matter of legitimate concern. Thus, if the Commission determines that it is appropriate to place the matter of Mr. Waugh's Appeal in abeyance at all, it should do so for a limited period of time, perhaps 60 to 90 days. Furthermore, in the event the Commission issues an order placing the matter of Mr. Waugh's Appeal in abeyance for such a temporary period of time, the Bureau would urge the Commission to require Mr. Waugh's counsel to file a written status report within 30 days of such order for the purpose of keeping the Commission and the other parties in this proceeding fully informed.

Respectfully submitted,
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September 19, 2011

CERTIFICATE OF SERVICE

Alicia McCannon, a Enforcement Analyst in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has, on this 19th day of September 2011, sent by first class United States mail or electronic mail, as noted, copies of the foregoing "Enforcement Bureau's Response to Request to Hold Proceedings in Abeyance," to:

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